

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**KEVIN D. YAGER,**

Plaintiff  
vs. **CASE NUMBER: 5:11-CV-0527 NPM**

**MICHAEL ASTRUE,  
Commissioner of Social Security,**

Defendant

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that plaintiff's motion for judgment on the pleadings is DENIED, and the Commissioner's motion for judgment on the pleadings is GRANTED.

All of the above pursuant to the order of the Honorable Judge NEAL P. McCURN, dated the 30<sup>th</sup> day of August, 2012.

DATED: September 5, 2012



Lawrence A. Baum  
Clerk of Court

s/  
Christine Mergenthaler  
Deputy Clerk

entered 9/5/12  
cm